



State of Utah  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt  
Governor

Ted Stewart  
Executive Director

James W. Carter  
Division Director

355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203  
801-538-5340  
801-359-3940 (Fax)  
801-538-5319 (TDD)

DOGM  
MINERALS PROGRAM  
FILE COPY

October 28, 1993

Ms. Penelope Smalley  
Area Manager  
Bureau of Land Management  
San Rafael Resource Area  
900 North 700 East  
Price, Utah

Re: Reclamation Surety, San Rafael/Eagle Canyon Quarry, Georgia Pacific Corporation, M/015/050, Emery County, Utah

Dear Ms. Smalley:

The Division is currently finalizing the state's permitting requirements for Georgia Pacific's San Rafael/Eagle Canyon Quarry, located in Section 19, T22S, R9E and Section 24, T22S, R8E, Emery County, Utah. As part of this process, the Utah Mined Land Reclamation Act requires the filing of an appropriate surety to assure that mine site reclamation takes place upon cessation of mining operations.

It is our understanding that the operator has posted a \$20,000 surety bond with the Bureau of Land Management (BLM) and Emery County, to secure reclamation of this mine site. The joint agency Memorandum of Understanding signed in September of 1989, by the Division and the BLM, contains a provision indicating that reclamation sureties will be made out in the names of the respective cooperating agencies. The MOU also requires the agency holding the surety to obtain written concurrence from the cooperating agency prior to releasing/returning it to the operator.

The \$20,000 surety is not jointly held with this office, therefore, we are requesting written confirmation from the BLM that the surety will not be released without the Division's written consent. For your convenience, we have prepared a form letter which only requires an appropriately dated and notarized signature to resolve this request (see attachment). You may prepare your own letter if you prefer to do so.

The Division must seek formal approval from the Board of Oil, Gas and Mining for the amount and form of reclamation surety. The Board will evaluate the surety



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documents and will require assurance that the State (DOGM) has some form of control over the disposition of the surety.

The Division recently sent the BLM a copy of our (\$36,600) reclamation estimate for this site. Should the BLM decide to allow the Division to hold the entire surety amount, the Division will proceed with the necessary steps to acquire and hold a new *joint agency* surety for this mine site, which would include the BLM and Emery County. Once established, the BLM and Emery County could release and return the existing \$20,000 surety to the operator. The operator is aware of this contingency. If the BLM, Emery County and operator agree and choose to post a revised replacement surety, please let us know at your earliest convenience. We will then forward the appropriate (DOGM) surety forms to the operator.

Thank you for your time and assistance in helping us complete this permitting procedure. Please contact me or Holland Shepherd of the Minerals staff, if you have questions or concerns with this request.

Sincerely,



D. Wayne Hedberg  
Permit Supervisor  
Minerals Regulatory Program

jb

Attachment

cc: Lowell Braxton, DOGM  
Bob Shajary, Georgia Pacific  
M015050.sur

CONFIRMATION LETTER/AGREEMENT  
for Reclamation Surety

This letter is intended to reaffirm the *Reclamation Surety* provisions/agreements as outlined on page 11, section H, item # 7, of the signed joint agency Memorandum of Understanding (FS Control #: 110451088901), dated September 5, 1989, between the Utah Division of Oil, Gas and Mining, the USDA Forest Service (Region 4), and the USDI Bureau of Land Management, State of Utah.

*The agency holding the surety agrees not to release the surety until the reclamation work required by the Notice/Plan has been completed in a manner satisfactory to both agencies, as documented in writing.*

DOGM Mine file #: M/015/050

Operator Name: Georgia Pacific Corporation

Mine Name: San Rafael/Eagle Canyon Mine

Type/form of Surety and Acct. #: Surety Bond

Surety Amount: \$20,000

Reclamation Surety Obligee: Bureau of Land Management

By signature affixed below, we hereby agree to abide by the provisions/conditions as outlined above as they apply to the reclamation surety held by this agency for the prescribed mine site.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name (typed or printed)

\_\_\_\_\_  
Title/Position and Agency

Subscribed and sworn to before me this \_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
Notary Public  
Residing at: \_\_\_\_\_

My Commission Expires:  
\_\_\_\_\_, 19\_\_\_\_